IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Yasuharu Hakamazuka, et al. Examiner: Unassigned

Serial No: To be assigned Art Unit: Unassigned

Filed: Herewith Docket: 17039

For: ARTIFICIAL BONE Dated: September 23, 2003

MATERIAL

Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

- 1. Altermatt, S., et al., "Operative Treatment of Solitary Bone Cysts with Tricalcium Phosphate Ceramic. A 1 to 7 Year Follow-Up", Eur. J. Pediatr. Surg. 2 (1992) pp. 180-182;
- 2. Yoshikawa, T, et al., "Osteogenesis by Artificial Bone Implant Cultured with Human Marow Cells-Examination in 28 Cases", J. Jpn. Orthop. Assoc. 74 (2) (3), S672, 2000;

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

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Date of Deposit: September 23, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Patent Application, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: September 23, 2003

3. Japanese Patent Laid-open Publication No. HEI 8-112341, published May 7, 1996 together with an English language abstract;

4. Japanese Patent Application Publication No. 2001-17454, published January 23, 2001 together with an English language abstract;

5. Japanese Patent Application Publication No. 1-108143, published April 25, 1989 together with an English language abstract;

6. Japanese Patent Application Publication No. 10-243996, published September 14, 1998 together with an English language abstract;

7. International Publication No. WO 99/59500, published November 25, 1999; and

8. European Patent Application No. EP 0 987 032 A1, dated March 22, 2000.

Applicants are submitting copies of the above-cited references. Reference 2 has been described in the specification.

References 3-8 was cited in an International Search Report dated June 25, 2002. Applicants are submitting copies of the above-cited references, together with a copy of the Search Report. The relevance of references 3-8 has been described in the Search Report.

Inasmuch as this Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(b), no statement or fee is required.

Respectfully submitted,

Thomas Spinelli

Registration No.: 39,533

Scully, Scott, Murphy & Presser 400 Garden City Plaza Garden City, New York 11530 (516) 742-4343 TS:cm

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Docket Number (Optional) Application Number 17039 To be assigned INFORMATION DISCLOSURE CITATION Applicant(s) Yasuharu Hakamazuka, et al. (Use several sheets if necessary) Filing Date Group Art Unit Herewith Unassigned **U.S. PATENT DOCUMENTS** *EXAMINER FILING DATE REF DOCUMENT NUMBER DATE NAME CLASS SUBCLASS INITIAL IF APPROPRIATE FOREIGN PATENT DOCUMENTS Translation REF DOCUMENT NUMBER DATE COUNTRY CLASS SUBCLASS YES NO EP 0 987 032 A1 3/22/2000 **EPO** OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and

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not considered. Include copy of this form with next communication to applicant.

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